IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

Plaintiff, vs. DETENTION ORDER	UNITED STATES OF AMERICA,)					
A. Order For Detention After waiving a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on March 26, 2012, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (j). B. Statement Of Reasons For The Detention The Court orders the defendant's detention because it finds:		Plaintiff,) 8:12CR70)			
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The defendant is not a long time resident of the community The defendant does not have any significant community ties. Past conduct of the defendant: X The defendant has a history relating to drug abuse.	C.	The Court's findings are based on the evicontained in the Pretrial Services Report, a X (1) Nature and circumstances of the X (a) The crime: a conspirace distribute methamphetar 846 carries a minimum s maximum sentence of life to distribute methamphetar § 841(a)(1) carries a minimum and a maximum of forty (b) The offense is a crime of (c) The offense involves a nature (d) The offense involves a law wit: (2) The weight of the evidence again wit:	and includes the following: e offense charged: y to distribute and possess with intent to nine (Count I) in violation of 21 U.S.C. § sentence of ten years imprisonment and a e imprisonment; the possession with intent tamine (Count IV) in violation of 21 U.S.C. mum sentence of five years imprisonment years imprisonment. f violence. arcotic drug. arge amount of controlled substances, to inst the defendant is high. of the defendant including: appears to have a mental condition which her the defendant will appear. has no family ties in the area. has no substantial financial resources. Inst not a long time resident of the community. Indoor of the defendant:			

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	 X The defendant has a significant prior criminal record. X The defendant has a prior record of failure to appear at court proceedings.
(b) .	court proceedings. At the time of the current arrest, the defendant was on:
-	Probation Parole
-	Release pending trial, sentence, appeal or completion of
•	sentence.
(c)	Other Factors:
. ,	The defendant is an illegal alien and is subject to
	deportation The defendant is a legal alien and will be subject to
	deportation if convicted.
	The Bureau of Immigration and Custom Enforcement
•	(BICE) has placed a detainer with the U.S. Marshal.
<u>-</u>	Other:
V (4) TI	
	iture and seriousness of the danger posed by the defendant's
	are as follows: The nature of the charges in the Indictment and the ant's substance abuse and criminal history.
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X (5) Rebutt	able Presumptions
	mining that the defendant should be detained, the Court also relied
	following rebuttable presumption(s) contained in 18 U.S.C. §
	which the Court finds the defendant has not rebutted:
	That no condition or combination of conditions will reasonably
	assure the appearance of the defendant as required and the safety
(of any other person and the community because the Court finds that he crime involves:
	(1) A crime of violence; or
-	X (2) An offense for which the maximum penalty is life
-	imprisonment or death; or
	X (3) A controlled substance violation which has a maximum
•	penalty of 10 years or more; or
-	(4) A felony after the defendant had been convicted of two
	or more prior offenses described in (1) through (3)
	above, and the defendant has a prior conviction for
	one of the crimes mentioned in (1) through (3) above
	which is less than five years old and which was
X (b)	committed while the defendant was on pretrial release. That no condition or combination of conditions will reasonably
	assure the appearance of the defendant as required and the safety
	of the community because the Court finds that there is probable
	cause to believe:
	X (1) That the defendant has committed a controlled
•	substance violation which has a maximum penalty of
	10 years or more.
	(2) That the defendant has committed an offense under 18
	U.S.C. § 924(c) (uses or carries a firearm during and
	in relation to any crime of violence, including a crime of
	violence, which provides for an enhanced punishment
	if committed by the use of a deadly or dangerous
	weapon or device).

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D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: March 26, 2012. BY THE COURT:

s/Thomas D. Thalken

United States Magistrate Judge